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PATENT

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September 23, 2005
Date

Anne Currier Carr
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

PETER COLOSI

Confirmation No.: 1417

Application No.: 09/839,583

Art Unit: 1636

Filing Date: April 20, 2001

Examiner: Gerald G. Leffers, Jr.

Title: POLYNUCLEOTIDES FOR USE IN RECOMBINANT ADENO-ASSOCIATED VIRUS VIRION PRODUCTION

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is filed in response to the Restriction Requirement mailed March 24, 2005, with a shortened statutory period of one month for response. Accordingly a five-month extension of time in which to respond is requested and a Petition and fee therefor accompany this response.

The Examiner requires election of one of the following groups of claims for prosecution at this time:

Group I, claims 1-23 and 41-49, drawn to nucleic acid molecules, "systems," vectors, and host cells comprising the nucleic acids encoding adenoviral proteins that support rAAV virion production; or

Group II, claims 24-40 and 50-55, drawn to methods of producing rAAV virions.

In response to the restriction requirement, applicants elect to prosecute the claims of Group II, claims 24-40 and 50-55, without traverse. Applicants expressly reserve their right under 35 USC §121 to file one or more divisional applications directed to the nonelected subject matter during the pendency of this application.

Respectfully submitted,

Date: 9/23/05

By: RLR

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